

## **ORDINANCE NUMBER 20-016**

An ordinance to add Chapter 2, Division 12, Sections 2-325, 2-326, and 2-327; to amend Sections 12-1, 12-16, 12-17, 12-18, 12-19, 12-20, 12-21, 12-22, and 12-23; to add Sections 12-24, 12-25, and 12-26; to repeal Sections 12-2 and 12-3 of the Beatrice City Code regarding the Beatrice Public Library; to repeal conflicting ordinances or parts of ordinances; and to provide for publication in pamphlet form and for an effective date of this ordinance.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF BEATRICE, NEBRASKA:

**SECTION 1.** That Chapter 2 Division 12 Section 2-325 of the Beatrice City Code be and is hereby created as follows:

**“Division 12. – Library Director**

**Sec. 2-325. Office created.**

There is hereby created the office of Library Director for the City.”

**SECTION 2.** That Section 2-326 of the Beatrice City Code be and is hereby added as follows:

**“Sec. 2-326. Appointment, term and removal.**

The Library Director shall be appointed by the Mayor and with the consent of the City Council, and shall be subject to removal by the Mayor with the consent of a majority of the City Council. The Library Director shall report to the City Administrator.”

**SECTION 3.** That Section 2-327 of the Beatrice City Code be and is hereby added as follows:

**“Sec. 2-327. Library Budget and Expenditures.**

The Library Director after consultation with the Beatrice Library Advisory Board shall

make recommendation to the City Administrator as to the Library's receipts and expenditures to be made part of the City's budget to be approved by the Mayor and City Council."

**SECTION 4.** That Section 12-1 of the Beatrice City Code be and is hereby amended to read as follows:

**"Sec. 12-1. Public library established.**

There is hereby established a public library pursuant to Nebraska Revised Statute §16-251 which should be known as the Beatrice Public Library."

State law reference – Neb.Rev.Stat. §16-251

**SECTION 5.** That Sections 12-2 and 12-3 of the Beatrice City Code be and hereby are repealed.

**SECTION 6.** That Section 12-16 of the Beatrice City Code be and is hereby amended to read as follows:

**"Sec. 12-16. Library – Advisory Board Creation.**

There is hereby established a Beatrice Library Advisory Board. The Beatrice Library Advisory Board shall make recommendations to the Mayor and City Council regarding the operations, maintenance, and development of the Beatrice Public Library."

**SECTION 7.** That Section 12-17 of the Beatrice City Code be and is hereby amended to read as follows:

**"Sec. 12-17. Library – Advisory Board Composition.**

The Beatrice Library Advisory Board shall be comprised of five (5) members who shall be residents of the City of Beatrice. The Mayor or any member of the City Council shall not be a member of the Beatrice Library Advisory Board."

**SECTION 8.** That Section 12-18 of the Beatrice City Code be and is hereby amended to read as follows:

**“Sec. 12-18. Library – Advisory Board Appointment, Removal.**

The members of the Beatrice Library Advisory Board shall be appointed by the Mayor with the approval of the City Council. Any member of the Beatrice Library Advisory Board may be removed from office by the Mayor, by and with the approval of the City Council.”

**SECTION 9.** That Section 12-19 of the Beatrice City Code be and is hereby amended to read as follows:

**“Sec. 12-19. Library – Advisory Board Terms.**

The members of the Beatrice Library Advisory Board shall serve terms of five (5) years and until their successors are appointed.”

**SECTION 10.** That Section 12-20 of the Beatrice City Code be and is hereby amended to read as follows:

**“Sec. 12-20. Library – Advisory Board Filling of Vacancies.**

In cases of vacancies on the Beatrice Library Advisory Board by resignation, removal, or otherwise, the Mayor with the approval of the City Council shall fill such vacancy for the unexpired term.”

**SECTION 11.** That Section 12-21 of the Beatrice City Code be and is hereby amended to read as follows:

**“Sec. 12-21. Library – Advisory Board Compensation.**

No Beatrice Library Advisory Board member shall receive any pay or compensation for any services rendered as a member of the Beatrice Library Advisory Board.”

**SECTION 12.** That Section 12-22 of the Beatrice City Code be and is hereby amended to read as follows:

**“Sec. 12-22. Library – Advisory Board Officers.**

The Beatrice Library Advisory Board shall, at the meeting in July of each year, organize by electing one of their members as president, another as secretary and such other officers as may be necessary. No member of the Library Advisory Board shall serve in the capacity of both president and secretary of the board. It shall be the duty of the secretary to keep the minutes of all meetings, and to timely file the minutes with the City Clerk as public records.”

**SECTION 13.** That Section 12-23 of the Beatrice City Code be and is hereby amended to read as follows:

**“Sec 12-23. Library – Advisory Board Quorum.**

Three (3) members of the Beatrice Library Board shall constitute a quorum.”

**SECTION 14.** That Section 12-24 of the Beatrice City Code be and is hereby added to read as follows:

**“Sec. 12-24. Library – Advisory Board Powers, Duties generally.**

The members of the Beatrice Library Advisory Board shall have such powers and perform such duties as may be conferred upon and required of them by the City Council. The Library Advisory Board is an advisory board, thus having only those powers and duties to advise and recommend to the Council, Mayor, and City Administrator as are granted to them by the City Council.”

**SECTION 15.** That Section 12-25 of the Beatrice City Code be and is hereby added to read as follows:

**“Sec. 12-25. Library – Advisory Board Recommendations.**

The Beatrice Library Advisory Board shall provide advice or recommendations as specifically requested by the City Administrator, the Mayor, or City Council relative to matters concerning the Beatrice Public Library. All recommendations of the Beatrice Library Advisory Board shall be subject to the review and control of the City Council.”

**SECTION 16.** That Section 12-26 of the Beatrice City Code be and is hereby added to read as follows:

**“Sec. 12-26. Library – Advisory Board Meetings.**

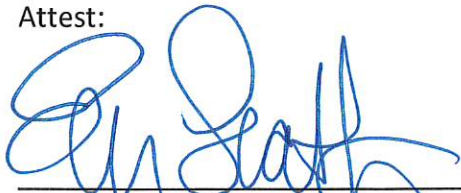
Regular meetings of the Beatrice Library Advisory Board shall be held at least every three (3) months. Special meetings of the Beatrice Library Advisory Board shall be held whenever called by the Beatrice Library Advisory Board Chairman or any three (3) members of the Beatrice Library Advisory Board.”

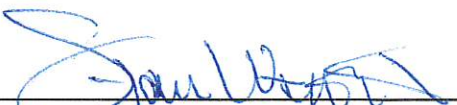
**SECTION 17.** That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

**SECTION 18.** That this ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form as provided by law.

PASSED AND APPROVED this 1<sup>st</sup> day of June, 2020.

Attest:

  
Erin Saathoff, CMC, City Clerk

  
Stan Wirth, Mayor

